

1 PHILLIP A. TALBERT  
2 Acting United States Attorney  
3 ADRIAN T. KINSELLA  
4 Assistant United States Attorney  
5 501 I Street, Suite 10-100  
6 Sacramento, CA 95814  
Telephone: (916) 554-2700  
Facsimile: (916) 554-2900  
  
7 Attorneys for Plaintiff  
8 United States of America



**SEALED**

8 IN THE UNITED STATES DISTRICT COURT  
9 EASTERN DISTRICT OF CALIFORNIA

10  
11 IN THE MATTER OF THE APPLICATION  
12 OF THE UNITED STATES OF AMERICA  
13 FOR AN ORDER AUTHORIZING THE  
14 INSTALLATION AND USE OF PEN  
REGISTERS AND TRAP AND TRACE  
DEVICES FOR A CELLULAR TELEPHONE  
ASSIGNED CALL NUMBER 408-854-2752.

2:21-sw-0868 AC  
CASE NO.  
[PROPOSED] ORDER  
**UNDER SEAL**

15  
16 **ORDER**

17 ADRIAN T. KINSELLA, on behalf of the United States, has submitted an application pursuant  
18 to 18 U.S.C. §§ 3122 and 3123, requesting that the Court issue an Order authorizing the installation and  
19 use of pen registers and trap and trace devices (“pen-trap devices”) on the cell phone number described  
20 in Attachment A, which is incorporated into this Order by reference.

21 The Court finds that an attorney for the government has submitted the application and has  
22 certified that the information likely to be obtained by such installation and use is relevant to an ongoing  
23 criminal investigation being conducted by the FBI of unknown individuals in connection with possible  
24 violations of 21 U.S.C. §§ 846 & 841(a)(1).

25 IT IS THEREFORE ORDERED, pursuant to 18 U.S.C. § 3123, that FBI may install and use  
26 pen-trap devices to record, decode, and/or capture dialing, routing, addressing, and signaling  
27 information associated with each communication to or from the cell phone number described in  
28 Attachment A, including the date, time, and duration of the communication, and the following, without

1 geographic limit:

- 2 ▪ IP addresses associated with the cell phone device or devices used to send or receive  
3 electronic communications
- 4 ▪ Any unique identifiers associated with the cell phone device or devices used to make and  
5 receive calls with cell phone number described in Attachment A, or to send or receive  
6 other electronic communications, including the ESN, MEIN, IMSI, IMEI, SIM,  
7 MSISDN, or MIN
- 8 ▪ IP addresses of any websites or other servers to which the cell phone device or devices  
9 connected
- 10 ▪ Source and destination telephone numbers and email addresses

11 IT IS FURTHER ORDERED, pursuant to 18 U.S.C. § 3123(c)(1), that the use and installation of  
12 the foregoing is authorized for sixty days from the date of this Order;

13 IT IS FURTHER ORDERED, pursuant to 18 U.S.C. §§ 3123(b)(2) and 3124(a)-(b), that T-  
14 Mobile and any other person or entity providing wire or electronic communication service in the United  
15 States whose assistance may, pursuant to 18 U.S.C. § 3123(a), facilitate the execution of this Order  
16 shall, upon service of this Order, furnish information, facilities, and technical assistance necessary to  
17 install the pen-trap devices, including installation and operation of the pen-trap devices unobtrusively  
18 and with minimum disruption of normal service;

19 IT IS FURTHER ORDERED that the FBI reasonably compensate T-Mobile and any other  
20 person or entity whose assistance facilitates execution of this Order for reasonable expenses incurred in  
21 complying with this Order;

22 IT IS FURTHER ORDERED that T-Mobile and any other person or entity whose assistance may  
23 facilitate execution of this Order notify the applicant and the FBI of any changes relating to the cell  
24 phone number described in Attachment A, including changes to subscriber information, and to provide  
25 prior notice to the FBI before terminating or changing service to the cell phone number;

26 IT IS FURTHER ORDERED that the FBI and the applicant have access to the information  
27 collected by the pen-trap devices as soon as practicable, twenty-four hours per day, or at such other  
28 times as may be acceptable to the FBI, for the duration of the Order;

1 IT IS FURTHER ORDERED, pursuant to 18 U.S.C. § 3123(d)(2), that T-Mobile and any other  
2 person or entity whose assistance facilitates execution of this Order, and their agents and employees,  
3 shall not disclose in any manner, directly or indirectly, by any action or inaction, the existence of the  
4 application and this Order, the pen-trap devices, or the investigation to any person, unless and until  
5 otherwise ordered by the Court, except that T-Mobile may disclose this Order to an attorney for T-  
6 Mobile for the purpose of receiving legal advice;

7 IT IS FURTHER ORDERED that the Clerk of the Court shall provide the United States  
8 Attorney's Office with three certified copies of this application and Order, and shall provide copies of  
9 this Order to the FBI and T-Mobile upon request;

10 IT IS FURTHER ORDERED that the application and this Order are sealed until otherwise  
11 ordered by the Court, pursuant to 18 U.S.C. § 3123(d)(1).

12  
13 Dated: November 16, 2021

  
ALLISON CLAIRE  
UNITED STATES MAGISTRATE JUDGE

1                   **ATTACHMENT A**

2 T-Mobile

3 <b>Facility</b>	4 <b>Number or identifier</b>	5 <b>Owner, if known</b>	6 <b>Subject of investigation, if known</b>
A phone account	408-854-2752		